IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 899 OF 2005
IN
APPEAL FROM ORDER STAMP NO.16061 OF 2005

Priya Prakash Malkar .. Appellant

Vs.

Smt. Radhika w/o Jairam
Malkar and anr. .. Respondents

Mr. N.N. Patil for appellant.

CORAM: B.H. MARLAPALLE, J.
Date : July 29, 2005.

P.C.:

1. Heard. In filing A.O. under Stamp No.16061 of 2005, there is delay and hence this application for condonation of the same. As per the office note the delay caused is of 62 days. It has been stated by the appellant that the respondent no.1 is her mother-in-law and respondent no.2 is her husband and both of them have sought her eviction from the matrimonial home. The only person who could help her was her brother, who also fell sick and consequently died. Under these circumstances she approached this court belatedly.

2. Delay condoned and the application is allowed in terms of prayer clause (a).

(B.H. Marlapalle,J.)